

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

WP(C).No. 27239 of 2007(P)

PETITIONER:

1. HAREENDRAN, S/O.BALASUBRAMANIAN,
"SINDHU NIVAS", CHIRAKKAD, KUNNATHURMEDU,
PALAKKAD-13.
2. MANIKANTAN K., S/O. KUTTAN,
GOKULAM HOUSE, KUNNATHURMEDU, PALAKKAD-13.
3. SANIL KUMAR @ SANIL, S/O. EDUMPAN,
KUNNATHURMEDU, CHITTUR ROAD, PALAKKAD-13.

BY ADV. SRI.N.RAGHURAJ
SMT.K.AMMINIKUTTY

RESPONDENTS:

1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO GOVERNMENT,
DEPARTMENT OF LOCAL SELF GOVERNMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.
2. PALAKKAD MUNICIPALITY,
REPRESENTED BY ITS SECRETARY, PALAKKAD.
3. THE SECRETARY,
PALAKKAD MUNICIPALITY, PALAKKAD.

BY GOVT. PLEADER SRI. BEJOY CHANDRAN
SRI.V.CHITAMBARESH, SC
SRI.T.C.SURESH MENON
SRI.JIBU P THOMAS
SRI.P.S.APPU

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

V.GIRI, J.

W.P.(C). NO. 27239 OF 2007

Dated this the 17th day of October, 2007

J U D G M E N T

Petitioners were initially working as Sweepers under the 2nd respondent Municipality on daily wages from 1991 and 2000. Petitioners contend that along with other similarly situated persons they are also entitled to be regularised in the post. Reference is made to Ext.P2, which is stated to be a provisional list of contingent workers eligible to be absorbed in the permanent vacancies on the basis of their seniority. It seems that the municipal council has constituted a sub committee to consider the claims. But apparently, the petitioners claim has not been considered by the sub committee. A final list will have to be approved by the municipal council.

2. I have heard learned counsel for the petitioners and the learned Standing Counsel for the Municipality also. In the circumstances, the writ petition is disposed of on the following terms:

(I) Petitioners may reiterate their claim through a representation before the municipal council represented by its Secretary within a period of two weeks from the date of receipt of a copy of this judgment.

(II) The council shall consider the claim made by the petitioners also and if necessary, request the sub committee to look into their claim.

(III) The council shall take a decision as regards the claim of the petitioners along with the decision to be taken as regards the drawing up of final list of contingent workers entitled to be regularised in the Municipality.

I make it clear that, I have not expressed any opinion on the merits of the claim made by the petitioners and the direction is only intended to see that the petitioners' claims are also considered by the appropriate authority.

V.GIRI, JUDGE

vps

WPC NO 27239/07

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